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6
7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE DISTRICT OF ARIZONA

9 United States of America,
10 Plaintiff,
11 vs.
12 James B. Panther,
13 Defendant.

NO. CR-19-00448-PHX-DLR-2

**JOINT MOTION TO CONTINUE
TRIAL AND RULE 11 PLEA
HEARING**

14
15 The undersigned parties, by their respective attorneys, hereby submit this Motion to
16 Continue the Trial and set a Rule 11 Plea Hearing and an accompanying proposed order
17 for the Court's consideration. On May 4, 2020, the parties notified the Court of the
18 defendant's intent to enter a plea of guilty. U.S. Magistrate Judge Michelle H. Burns has
19 continued the Rule 11 plea hearing to March 2, 2021 at 11:30 a.m. Judge Rayes has
20 continued the Final Pretrial Conference to April 16, 2021 at 9:30 a.m. and the jury trial to
21 May 4, 2021 at 9:00 a.m.

22 Discovery is extensive and not yet complete, and discovery received this week is
23 voluminous, such that substantial time is needed for the effective preparation of a defense
24 and to prepare for trial.

25 The parties respectfully request that this Court continue the trial date and the
26 Rule 11 plea hearing for a period of time not less than 20 days.
27
28

1 The parties further request that this Court exclude the period of time from June 16,
2 2020 to the Rule 11 plea hearing from the Speedy Trial Act calculus pursuant to 18 U.S.C.
3 § 3161(h)(1)(G)) and (h)(7).

4 RESPECTFULLY SUBMITTED this 23rd day of February, 2021.

5 FOR PLAINTIFF
6 UNITED STATES OF AMERICA

FOR DEFENDANT
JAMES B. PANTHER, JR.

7
8 By: /s/ David A. Bybee (w/permission)
9 Deborah Brittain Shaw
10 David A. Bybee
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By: /s/ Dennis K. Burke
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CERTIFICATE OF SERVICE

I certify that on the 23rd day of February, 2021, I electronically transmitted a PDF version of this document to the Office of the Clerk of the Court, using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to all CM/ECF registrants listed for this matter.

By: /s/ Catherine M. Weber

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